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FACSIMILE COVER SHEET

Date: August 14, 2003
To: Elizabeth Kemmerer, Ph.D.
Fax No: 703-746-7022
From: Noel Kaman
Tel. No: (312) 245-5319
Client No: 10466/130

No. of Pages
(inc. this page): 35

Confirmation Copy To Follow: Yes ☐ No ☒

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PLEASE CALL 312-321-4200 AND ASK FOR: Noel Kaman

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COVER MESSAGE:

Dear Examiner Kemmerer:

Please find attached for your review a copy of the Response to the Office Action of March 12, 2003, filed June 12, 2003.

We greatly appreciate your consideration of this matter at this time. Please do not hesitate to let me know if you have any questions or if I can be of assistance to you.

Thank you and Best Regards,

Noel Kaman

**BRINKS
HOFFER
GILSON
& LIONE**

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Arlington, VA

TRANSMITTAL LETTER			Case No. 10466/130 P2548P1C11
Serial No. 09/944,396	Filing Date August 30, 2001	Examiner Elizabeth Kemmerer	Group Art Unit 1646
Inventor(s) Kevin P. Baker et al.			
Title of Invention Secreted And Transmembrane Polypeptides And Nucleic Acids Encoding The Same			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Amendment And Request For Reconsideration (including Appendix A), Notice Of Appeal From The Examiner To The Board Of Patent Appeals And Interferences (in duplicate), \$320 Check, Postcard Receipt.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a _____ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

				Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9=		x \$18=	
Indep.		Minus			x 42=		x \$64=	
First Presentation of Multiple Dep. Claim					+\$140=		+\$280=	
					Total add'l fee	\$	Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$_____. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$320.00 to cover the appeal filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



C. Noel Kaman
Registration No. 51,857
Attorney for Applicant
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 12, 2003.

Date: June 12, 2003

Signature: C. Noel Kaman

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Mail Stop AF,
Commissioner for Patents,
P.O. Box 1450,
Alexandria, VA 22313-1450 on
June 12, 2003

Date of Deposit

C. Noel Kaman, Reg. No. 51,857
Name of applicant, assignee or
Registered Representative

C. Noel Kaman

Signature

June 12, 2003

Date of Signature

Our Case No. 10466/130
P2548P1C11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kevin P. Baker et al.

Serial No.: 09/944,396

Filing Date: August 30, 2001

For: SECRETED AND
TRANSMEMBRANE
POLYPEPTIDES AND NUCLEIC
ACIDS ENCODING THE SAME

Examiner: Elizabeth Kemmerer

Group Art Unit No.: 1646

AMENDMENT AND REQUEST FOR RECONSIDERATION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed March 13, 2003, please amend the above-identified application as follows:

AUG-14-2003 15:32

BGH & L

312 321 4299 P.04

Appl. No. 09/944,396
Amtd. dated June 12, 2003
Reply to Office action of March 13, 2003

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 4 of this paper.